

RESOLUTION NO. 205-2017

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF PALM BEACH, PALM BEACH COUNTY, FLORIDA, AUTHORIZING THE TOWN OF PALM BEACH TO SUBMIT, EX POST FACTO, AN APPLICATION FOR THE FY2017 PRESIDENTIAL RESIDENCE PROTECTION ASSISTANCE (PRPA) GRANT FOR REIMBURSEMENT OF APPLICABLE LAW ENFORCEMENT PERSONNEL OVERTIME EXPENSES IN THE AMOUNT OF \$71,270.09 DURING THE APPLICATION PERIOD; AND AUTHORIZING THE TOWN MANAGER AND STAFF TO EXECUTE ALL DOCUMENTS NECESSARY ON BEHALF OF THE TOWN OF PALM BEACH.

BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF PALM BEACH, PALM BEACH COUNTY, FLORIDA, as follows:

Section 1. The Town Manager and staff are authorized, ex post facto, to submit an application to the Federal Emergency Management Agency (FEMA) for reimbursement of applicable overtime expenses incurred by law enforcement personnel during the grant period of January 20, 2017 – September 30, 2017.

Section 2. A copy of the FY2017 Presidential Residence Protection Assistance (PRPA) Grant submitted on behalf of the Town of Palm Beach is attached hereto as *Exhibit A* and is hereby incorporated within this Resolution and made a part hereof.

PASSED AND ADOPTED IN A REGULAR, ADJOURNED SESSION OF THE TOWN COUNCIL OF THE TOWN OF PALM BEACH THIS 14TH DAY OF NOVEMBER, 2017.

Gail L. Coniglio
Gail L. Coniglio, Mayor

Richard M. Kleid
Richard M. Kleid, Town Council President

Danielle H. Moore
Danielle H. Moore, Council President Pro Tem

Julie Araskog
Julie Araskog, Town Council Member

Bobbie Lindsay
Bobbie Lindsay, Town Council Member

Margaret A. Zeidman
Margaret A. Zeidman, Town Council Member

ATTEST:

Kathleen Dominguez
Kathleen Dominguez, Town Clerk



**NOTICE OF FUNDING OPPORTUNITY
AND APPLICATION AVAILABILITY
FOR
FISCAL YEAR 2017
PRESIDENTIAL RESIDENCE PROTECTION ASSISTANCE (PRPA) GRANT**

To: **Members of Congress**

From: **Federal Emergency Management Agency**

Subject: **Fiscal Year 2017 Presidential Residence Protection Assistance (PRPA) Grant Application Period**

Date: **August 17, 2017**

Comments:

This serves as notification that the application period for the U.S. Department of Homeland Security Federal Emergency Management Agency Fiscal Year (FY) 2017 **Presidential Residence Protection Assistance (PRPA) Grant** will open on Thursday, August 17, 2017 at 1:00 p.m. EDT and close on Tuesday, October 31, 2017 at 5:00 p.m. EDT.

The *Department of Homeland Security Appropriations Act, 2017* (Pub. L. No. 115-31), provides \$41 million for the Presidential Residence Protection Assistance Grant.

Under the **Presidential Residence Protection Assistance Grant**, Federal funds will be awarded to reimburse state and local law enforcement agencies for law enforcement personnel costs incurred while protecting any non-governmental residence of the President of the United States that is designated or identified to be secured by the United States Secret Service (USSS) in accordance with Section 544 of the *Department of Homeland Security Appropriations Act, 2017*.

Awards will be made on a rolling basis. Awards may be made as early as September 30, 2017. FEMA anticipates that all awards will be made no later than December 31, 2017.

Eligible applicants are limited to state and local law enforcement agencies, either directly or through the State Administrative Agency, that conducted protection activities associated with any non-governmental residence of the President designated or identified to be secured by the USSS. The states with qualifying residences are Florida, New Jersey, and New York.

Contact Information: For congressional inquiries, contact Chris Rizzuto at (202) 786-9450, Laura Cirillo Edwards at (202) 212-3041, or Kennedi Greenwood at (202) 447-5848.



Homeland Security

Fiscal Year 2017 Presidential Residence Protection Assistance Grant

Overview

The Fiscal Year (FY) 2017 Presidential Residence Protection Assistance (PRPA) Grant provides Federal funds to reimburse state and local law enforcement agencies for law enforcement personnel costs incurred while protecting any non-governmental residence of the President that is designated or identified to be secured by the United States Secret Service (USSS) in accordance with Section 544 of the *Department of Homeland Security Appropriations Act, 2017* (Pub. L. No. 115-31), which states in part:

In Fiscal Year 2017, FEMA is providing \$41,000,000 to reimburse state and local law enforcement agencies for extraordinary costs associated with protecting the President's residences.

(a) For an additional amount for “Federal Emergency Management Agency—Federal Assistance”, \$41,000,000, to remain available until September 30, 2018, exclusively for providing reimbursement of extraordinary law enforcement personnel costs for protection activities directly and demonstrably associated with any residence of the President that is designated or identified to be secured by the United States Secret Service.

Among the five basic homeland security missions noted in the Department of Homeland Security Quadrennial Homeland Security Review, the PRPA Grant supports the goal of Preventing Terrorism and Enhancing Security.

Funding

In FY 2017, the PRPA Grant provides \$41,000,000 to reimburse state and local law enforcement agencies for extraordinary costs associated with protecting the President’s non-governmental residences.

The FY 2017 PRPA Grant Notice of Funding Opportunity (NOFO) is available online at www.grants.gov.

Eligibility

Eligible applicants are limited to state and local law enforcement agencies, either directly or through the State Administrative Agency (SAA), that conduct protection activities associated with any non-governmental residence of the President of the United States designated or identified to be secured

by the USSS. For FY 2017, the states with qualifying residences are Florida, New Jersey, and New York.

The SAA may apply on behalf of one or more eligible state or local law enforcement agencies. If the SAA submits an application on behalf of any law enforcement agency, those law enforcement agencies covered under the SAA's application cannot also apply directly to FEMA for funding under this NOFO. Multiple applications may result in a delay in reimbursement and/or an application to be denied funding. Coordination between the SAA and any eligible state or local law enforcement agency is therefore encouraged.

Funding Guidelines

Two options are available to applicants for submitting reimbursement requests:

- **Option 1:** Applicants may submit reimbursement requests (including the required documentation) with their application in [ND Grants](#) at any time during the period of performance, i.e., until September 30, 2017, at 5:00 pm EDT.
 - If Option 1 is used, the applicant may submit one additional reimbursement request (as an amendment in [ND Grants](#)) for incurred costs that were not included in the initial reimbursement request.
- **Option 2:** Applicants may wait until the end of the period of performance (September 30, 2017) and thereafter submit all reimbursement requests with their application in [ND Grants](#) no later than October 31, 2017, at 5:00 pm EDT.
 - If Option 2 is used, the applicant may not make an amendment request for additional costs.

★ Operational overtime activities are the **only** costs eligible for reimbursement under this grant, and must be incurred between January 21, 2017 and September 30, 2017.

★ Costs incurred as a result of normal agency activities (e.g., salaries incurred during normal patrol hours for security operations, also known as "straight time") are not allowable for reimbursement. Additionally, funding may not be used for hiring new or additional personnel or for purchasing equipment.

Awards will be made on a rolling basis. Awards may be made as early as September 30, 2017. FEMA anticipates that all awards will be made no later than December 31, 2017.

See the FY 2017 PRPA Grant NOFO for additional funding guidelines.

Application Process and Evaluation Criteria

Application Process

One Initial Application (via [grants.gov](#)) and one Final Application (via [ND Grants](#), due no later than October 31, 2017 at 5:00 pm EDT) are required for each applicant covering the full Period of Performance.

The SAA may apply on behalf of one or more eligible state or local law enforcement agencies. If the SAA submits an application on behalf of any law enforcement agency, those law enforcement agencies covered under the SAA's application cannot also apply directly to FEMA for funding under this NOFO.

Documentation

Documentation supporting reimbursement requests must be submitted as an attachment in ND Grants. All four categories of documentation (Investment Narrative, Detailed Budget Spreadsheet, Disclosure of Pending Applications, and Certification) are required in order to receive reimbursement. Information in these documents will be used to evaluate allowable costs.

Evaluation Criteria

FEMA will review each application and make a determination as to the level of reimbursement, if any, after considering the information provided in response to the requirements set forth in the FY 2017 PRPA Grant NOFO, and contingent upon available funding relative to reimbursement requests submitted by all applicants.

Applicants that have identified other sources of reimbursement (e.g., U.S. Department of Justice financial assistance, direct appropriation, etc.) for costs incurred protecting the President's designated residences may not be reimbursed or may not be reimbursed at the same level as other applicants.

The following criteria will be used to determine whether claimed costs are allowable for reimbursement:

Table 1: Application Evaluation Criteria

Application Evaluation Criteria
Were the costs incurred between January 21, 2017 and September 30, 2017?
Were the costs incurred by law enforcement personnel?
Were the costs incurred for operational overtime?
Were the costs incurred extraordinary – meaning costs over and above normally planned/budgeted expenditures of the law enforcement agency, which cumulatively present a financial burden on the law enforcement agency?
Were the costs incurred directly attributable to the protection and security of a non-governmental residence of the President designated or identified by the USSS?
Were the costs incurred as the result of an official request by the Director of the USSS pursuant to section 3 or section 4 of the <i>Presidential Protection Assistance Act of 1976</i> (Pub. L. No. 94-524)?
Does the applicant have any pending applications or open awards for Federally-funded grants or cooperative agreements that (1) include requests for funding to support the same Investment Narrative being proposed in the application under this NOFO, and (2) would cover any identical cost items outlined in the budget submitted to FEMA as part of the application under this NOFO?
Has the applicant been approved for overtime requests for the purposes outlined in this NOFO through any open FEMA Grant Award?

Allocation Priorities

Priority 1: Priority for allocation of funding will be to law enforcement agencies that incurred extraordinary law enforcement operational overtime costs while the President, First Lady, or their minor child were at the designated residence.

Priority 2: Additional funding may be allocated for operational overtime costs associated with transportation of the President, First Lady, or their minor child to and from the designated residence within the state.

Priority 3: Remaining funding may be provided on a pro-rata basis for reimbursement of extraordinary law enforcement operational overtime costs incurred by law enforcement agencies for maintaining the security of the designated residences in the absence of the President, First Lady, or their minor child.

PRPA Grant Resources

There are a variety of resources available to address programmatic, technical, and financial questions:

FEMA Headquarters Office
Federal Emergency Management Agency
Grant Programs Directorate
400 C Street SW
Washington, D.C. 20472

Applicants and recipients should contact their FEMA Headquarters (HQ) Program Analyst with any questions or concerns. Applicants or recipients that may be unsure of whom their respective FEMA HQ Program Analyst is should contact the Centralized Scheduling and Information Desk below.

Centralized Scheduling and Information Desk (CSID)

CSID is a non-emergency comprehensive management and information resource developed by FEMA for grant stakeholders. CSID provides general information on FEMA grant programs and maintains a comprehensive database containing key personnel contact information at the Federal, state, tribal, and local levels. When necessary, recipients will be directed to a Federal point of contact who can answer specific programmatic questions or concerns. CSID can be reached by phone at (800) 368-6498 or by e-mail at askcsid@fema.dhs.gov, Monday through Friday, 9:00 a.m. – 5:00 p.m. EDT.

GPD Grant Operations Division

GPD's Grant Operations Division Business Office provides support regarding financial matters and budgetary technical assistance. Additional guidance and information can be obtained by contacting the FEMA Call Center at (866) 927-5646 or via e-mail to ASK-GMD@fema.dhs.gov.



TOWN OF PALM BEACH

POLICE DEPARTMENT

DEDICATED TO EXCELLENCE



October 13, 2017

Mr. Brock Long
FEMA Administrator
Federal Emergency Management Agency
400 C Street SW
Washington, DC 20472

Re: Certification – FY2017 PRPA Grant

Dear Mr. Long:

Pursuant to FY2017 Presidential Residence Protection Assistance (PRPA) Grant application instructions, this letter shall serve to certify that the protection activities provided by the Palm Beach Police Department were requested by the Director of the USSS, for all overtime for which reimbursement under this grant is requested.

Sincerely,

Kirk W. Blouin
Director of Public Safety

KWB:lsg

INVESTMENT NARRATIVE

Title: Presidential Residence Protection Assistance (PRPA) Grant

Date: October 13, 2017

Covered Agency: Town of Palm Beach Police Department

Description of Extraordinary Law Enforcement Protection:

Prior to and during the FY 2017 Presidential Residence Protection Assistance (PRPA) Grant

Period of Performance the President of the United States maintained a residence in the Town of Palm Beach, hereto referred to as Mar-a-Lago. Prior to the 2017 Presidential Election, Mr.

Trump and his family spent a good portion of the “season” at residence in the Town of Palm Beach. Since Mr. Trump’s election to President, these occurrences have not changed as might be expected. During the grant period, President Trump, the First Lady, their son Barron and other family members have frequented Mar-a-Lago. In addition to the First Family’s visits, President Trump has held many high profile events at his home, including visits by the Chinese President, the Prime Minister of Japan, Chief of Staff Priebus, and other high-ranking members of the Presidential staff.

During the FY 2017 PRPA Grant Period of Performance, the Palm Beach Police Department developed approximately 15 Operational Plans for Dignitary Visits for the President, the Presidential family, and many high profile world leaders and White House staff. Palm Beach staff members worked alongside and in conjunction with the United States Secret Service and the Palm Beach County Sheriff’s Office in developing operation plans and carrying out protective services in accordance with USSS practices.

The location of the Presidential Residence in the Town promotes logistical complications, as the Town of Palm Beach is unique in its geography and demographics. It is a barrier island 16 miles long and a half-mile wide, at its widest point. The main roadway that runs north and south throughout the Town of Palm Beach is Ocean Boulevard (SR A1A). The roadway is an 11.9 mile undivided roadway, with one lane north and one lane south. This roadway encompasses the east and south sides of the Presidential residence in the Town of Palm Beach. To the east side of the road is the Atlantic Ocean, and to the west side of the residence is the Intracoastal Waterway.

The center of town is an approximate 3.5 square mile mixed residential commercial area, which includes two public beaches, and a high traffic commercial district.

Since Mr. Trump began his campaign for President of the United States, the Town of Palm Beach has had a steady increase in curiosity seekers. This interest has multiplied since January 20, 2017 when Mr. Trump became President of the United States, and has not only attracted curiosity seekers, but also numerous demonstrations and protests on the road surrounding the Presidential Residence when the President is in residence and when he is not.

Descriptions of Financial Burden:

On January 20, 2017 when Mr. Trump became President of the United States, the Town of Palm Beach was in its 4th month of its Fiscal Year 2017 budget. Prior to January 20, 2017, Mr. Trump's visits to his residence during the campaign and post-election played a role in depleting the already established overtime budgets of the Palm Beach Police Department. With approximately 15 qualifying events during the PRPA Grant period of performance, each utilizing

approximately 9-15 staff members per shift, the overtime budget was quickly over-expended. At Fiscal Year End (September 30, 2017) the overtime budgets for units effected by Presidential security activities covered in the PRPA grant were over-expended by more than \$436,000. While not all of the overtime overage was related to activities covered by the PRPA grant, a huge finance burden was also placed on the Town of Palm Beach from campaign activities, the President Elect period and Hurricanes Matthew and Irma preparedness and recovery activities.

Memorandum of Understanding: The Town of Palm Beach did not enter an agreement or memorandum of understanding that was enacted for the purpose of security related activities undertaken to protect the designated residence.